
MINUTES OF THE PROCEEDINGS
REGULAR MEETING
OF THE
RETIREMENT BOARD OF THE POLICEMEN'S
ANNUITY & BENEFIT FUND
HELD
FRIDAY DECEMBER 19, 2014

The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund was held December 19, 2014, at 9:00 A.M. at the office of the Fund, 221 N. LaSalle Street, Room 1626, Chicago, Illinois for the consideration of applications and bills, and for other such matters that came before the Board. The contents of this meeting were transcribed by Esquire Communications, Ltd. Court Reporters and are made a part of the record.

PRESENT: Trustees Avila, Hauser, Lappe, Maloney, Scott, Wright.6.

ABSENT: Trustee Hamburger, Summers.2.

PRESIDING: President Hauser

Trustee Hauser called the meeting to order.

Trustee Hauser called for a motion on the minutes from the regular Board of Trustee meeting held November 25, 2014. Motion was made by Trustee Wright, seconded by Trustee Lappe, that the Board approve the minutes from the regular meeting held November 25, 2014.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

ELECTION OF OFFICERS.

Nomination made by Trustee Maloney of Kenneth Hauser for the position of President, seconded by Trustee Wright.

No other nominations were made.

VOTE on the nomination.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

Nomination made by Trustee Hauser, of Brian Wright for the position of Vice President, seconded by Trustee Maloney.

No other nominations were made.

VOTE on the nomination.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

Nomination made by Trustee Hauser of James Maloney for the position of Secretary, seconded by Trustee Wright.

No other nominations were made.

VOTE on the nomination.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

Next on the agenda was the consideration of applications and bills, and other such matters that came before the Board.

PAGE NO. REFERENCE

1 - 6 Incurred Expenses for the Month of December 2014.
It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Obligations as detailed on pages 1 through 6.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.
Absent: Hamburger, Scott, Summers 3.
Against: 0.

7 - 10 Refunds of Contributions; Withdrawal of Service and Widow's Annuity Accumulations.
It was moved by Trustee Hauser, seconded by Trustee Lappe that the Board approve the Refunds as detailed on pages 7 through 10.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.
Absent: Hamburger, Scott, Summers 3.
Against: 0.

11 Refunds to Heirs of Deceased Annuitants.
It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Refunds as detailed on page 11.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.
Absent: Hamburger, Scott, Summers 3.
Against: 0.

12 Refund of Unused Annuity Accumulations.
It was moved by Trustee Lappe, seconded by Trustee Wright that the Board approve the Refund as detailed on page 12.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.
Absent: Hamburger, Scott, Summers 3.
Against: 0.

13 Refund of Annual Increase Contributions [*less than 20 years of service*]
It was moved by Trustee Lappe, seconded by Trustee Wright that the Board approve the Refund as detailed on page 13.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.
Absent: Hamburger, Scott, Summers 3.
Against: 0.

MINUTES CONTINUED

December 19, 2014

Page 3.

PAGE NO. REFERENCE

14 - 16 Annuities to Retired Employees (summary pg. 17)

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities as detailed on pages 14 through 16.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

18 Annuities to Widows (summary pg. 19)

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities to Widows as detailed on page 18.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

20 - 21 Occupational/Duty Disability Benefit Claims

a) Acosta, Mario A.

*Based on the medical reports, it was moved by Trustee Wright, seconded by Trustee Hauser that the Board defer all disability benefits for **Mario A. Acosta**, pending a full hearing on his claim.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

b) Alesia, Michael J.

Based on the medical reports, it was moved by Trustee Wright, seconded by Trustee Hauser that the Board move to grant the officer, subject to a full evidentiary hearing, ordinary disability benefits without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if deemed warranted.

ROLL CALL

For: Avila, Hauser, Maloney, Wright 4.

Absent: Hamburger, Scott, Summers 3.

Against: Lappe 1.

c) Hauser, Daniel G.

*Based on the medical reports, it was moved by Trustee Lappe, seconded by Trustee Avila that the Board defer all disability benefits for **Daniel Hauser**, pending a full hearing on his claim.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney 4.

Absent: Hamburger, Scott, Summers 3.

Against: Wright 1.

d) Rosenthal, Daniel A.

Based on the medical reports, it was moved by Trustee Wright, seconded by Trustee Lappe that the Board move to grant the officer, subject to a full evidentiary hearing, ordinary disability benefits without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if deemed warranted.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

PAGE NO. REFERENCE

20 - 21 Occupational/Duty Disability Benefit Claims

e) Nemeth, Laura

Based on the medical reports, it was moved by Trustee Hauser, seconded by Trustee Wright that the Board move to grant the officer, subject to a full evidentiary hearing, ordinary disability benefits without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if deemed warranted.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

22 - 23 Payments of Death Benefits [Summary pg. 24]

It was moved by Trustee Hauser, seconded by Trustee Avila that the Board approve the Death Benefits as detailed on pages 22 and 23.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Wright 5.

Absent: Hamburger, Scott, Summers 3.

Against: 0.

NOTE: Trustee Scott entered the proceedings.

MISCELLANEOUS

25 PETITIONS FOR PENSION CREDIT FOR PRIOR COOK COUNTY
SERVICE UNDER 5-214 (C)

Documentation verified, it was moved by Trustee Wright, seconded by Trustee Scott that the Board approve the prior Cook County service petitions as detailed on page 25.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

26 PETITIONS FOR PENSION CREDIT FOR PRIOR MILITARY
SERVICE UNDER 5-214.3

Documentation verified, it was moved by Trustee Scott, seconded by Trustee Wright that the Board approve the prior military service petitions as detailed on page 26.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

It was moved by Trustee Lappe, seconded by Trustee Scott, that the Board go into Executive session per 2 (c) (11).

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

PAGE NO. REFERENCE

It was moved by Trustee Lappe, seconded by Trustee Wright, that the Board exit the Executive Session.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

HEARINGS

27-30 DUTY DISABILITY STATUS REVIEWS

Benigno, Lisa M.

Lisa Benigo appeared before the Board, without counsel, on her duty disability benefit status review. Ms. Benigo submitted a letter from attorney Thomas P. Cameron, who will be representing her, however, is not available for this hearing and has requested a continuance to February 2015.

After reviewing the request submitted, *it was moved by Trustee Wright, seconded by Trustee Maloney that the Board grant a one-month continuance to Lisa Benigno.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

English, Declan J.

Declan English appeared before the Board, with counsel, on his disability status review. Mr. English's counsel has requested a continuance to the January 2015 Board meeting.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board grant the request for a continuance to January 2015.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

Foley, Kathleen

Kathleen Foley appeared before the Board, without counsel, on her disability status review. Due to the fact that personnel from the medical section of the Chicago Police Department were absent and unable to provide testimony in this matter, and Ms. Foley's upcoming scheduled surgery, *it was moved by Trustee Wright, seconded by Trustee Maloney, that the Board grant a continuance until further notice.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

Murphy Webb, Margaret

Margaret Murphy Webb appeared before the Board, without counsel, on her disability status review. Due to the fact that personnel from the medical section of the Chicago Police Department were absent and unable to provide testimony in this matter, *it was moved by Trustee Wright, seconded by Trustee Scott, that the Board grant a 60- day continuance until February 2015.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

MINUTES CONTINUED

December 19, 2014

Page 6.

Officer **Miro Kuprianczyk** was awarded a duty disability benefit on April 29, 2008 in regards to a left hand injury received while in the performance of an Act of Duty on August 15, 2006. On December 18, 2014, this officer submitted to the Pension Fund a medical report dated December 15, 2014, which states in part 'Miro is able to secure his weapon and his current health status is at maximum improvement. Miro should be reassessed for full duty. Miro may return to full duty as of January 2, 2015.'

After reviewing the report submitted, *it was moved by Trustee Lappe, seconded by Trustee Maloney that the Board accept the medical report submitted and terminate Officer Kuprianczyk's duty disability benefits effective January 31, 2015.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

President Hauser called for the Board to adopt the Orders as submitted by Fund counsel, Mr. Kugler, as Follows:

Thomas Davis *It was moved by Trustee Wright, seconded by Trustee Maloney, that the Board approve the Order as submitted on Thomas Davis, of the Board decision entered at the status review hearing previously conducted.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

Harold Jenkins *It was moved by Trustee Wright, seconded by Trustee Maloney, that the Board approve the Order as submitted on Harold Jenkins, of the Board decision entered at the status review hearing previously conducted.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

Joseph R. Lamb

It was moved by Trustee Lappe, seconded by Trustee Wright, that the Board approve the Order as submitted on Joseph R. Lamb, of the Board decision entered at the status review hearing previously heard.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

The Executive Director discussed with the Board of Trustees various matters pending review and/or Board approval.

Staff requires approval for additional medical testing on disability recipients Tim O'Brien and Greta Wilson.

*It was moved by Trustee Wright, seconded by Trustee Scott, that the Board approve an **IME** for disability recipient **Tim O'Brien**.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

*It was moved by Trustee Wright, seconded by Trustee Scott, that the Board approve an **IME** for disability recipient **Greta Wilson**.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

A disability matter concerning disability recipient **William Lerch** was reviewed. Robert Crawford of Fund staff provided testimony concerning a medical report submitted concerning Mr. Lerch's return to active duty with the Chicago Police Department.

It was moved by Trustee Wright, seconded by Trustee Lappe, that the Board set this for a future status hearing.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

Executive Director Tuczak informed the Board of receipt of a letter from the Office of the Mayor, which appoints Kurt A. Summers, Jr. as a Trustee of the Retirement Board of the Policemen's Annuity & Benefit Fund effective immediately and term expiring November 30, 2016.

The Executive Director discussed with the Board of Trustees the proposed Board meeting dates for 2015; the CIO job description for posting on a hiring website; and upcoming conferences.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board approve attendance for any Trustee at the healthcare symposium legislative conference, held in Washington, D.C..

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board approve attendance for any Trustee at the 2015 IPPFA annual conference, held in Peoria, Illinois

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.
Absent: Hamburger, Summers 2.
Against: 0.

MINUTES CONTINUED

December 19, 2014

Page 8.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board go into Executive session relating to employee and personnel matters

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board exit the Executive Session.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

The Operating Budget for 2015 was presented for approval. *It was moved by Trustee Scott, seconded by Trustee Wright, that the Board approve the Operating Budget for 2015 as submitted with two amendments; 1) In the office salary line to include a position and associated healthcare benefit costs, salaried at \$55,000 and corresponding benefits for the creation of the position of "In-House Legal Support", effective immediately; 2) Increase the allocation for professional dues and compliance fees for various human resource related issues that may arise-raise to \$20,000.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

President Hauser appointed a personnel committee of two, James Maloney and Carol Hamburger, to create an overview policy of the Fund's three staff employees, the Executive Director; CIO; and Board Attorney.

Added by Trustee Scott;

This is for the purpose of making sure that there is a track record of performance for the three positions, with direct reports to the Board of Trustees.

It was moved by Trustee Wright, seconded by Trustee Scott, that the Board agree to appoint the committee as a detailed.

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.

All business concluded for this date, December 19, 2014, *it was moved by Trustee Scott, seconded by Trustee Lappe that this meeting be adjourned.*

ROLL CALL

For: Avila, Hauser, Lappe, Maloney, Scott, Wright 6.

Absent: Hamburger, Summers 2.

Against: 0.